

Hughes Hubbard & Reed LLP One Battery Park Plaza New York, New York 10004-1482 Office:+1 (212) 837-6000 Fax: +1 (212) 422-4726 hugheshubbard.com

Marc A. Weinstein
Partner
Direct Dial: +1 (212) 837-6460
Direct Fax: +1 (212) 299-6460
marc.weinstein@hugheshubbard.com

November 26, 2018

The Honorable Pamela K. Chen U.S. District Judge U.S. District Court for the Eastern District of New York 225 Cadman Plaza East Brooklyn, New York 11201

Re: <u>United States v. Juan Ángel Napout (1:15-cr-00252)</u>

Dear Judge Chen:

We respectfully move to amend the September 4, 2018 Judgment as to Mr. Napout (Dkt. 1008) to defer the date by which Mr. Napout must pay the fine and forfeiture to December 14, 2018 from the original date of November 27, 2018. At Mr. Napout's sentencing, the Court set November 27, 2018 as the date for payment of the fine and forfeiture (see 8/29/18 Tr. at 179-181, 187) with the understanding that Mr. Napout could seek to amend the judgment for purposes of extending the payment date, particularly in light of the fact that the Court would subsequently set a restitution payment schedule. In the Court's November 20, 2018 Restitution Order, the Court ordered the parties to submit proposed restitution payment schedules by December 4, 2018. Thus, we seek to extend the payment date for the fine and forfeiture to a date sufficiently after the December 4 submissions so that the Court can ultimately set one final payment schedule for all financial penalties. We ask that the Court amend this aspect of the Judgment without prejudice to seeking a further amendment based upon the December 4 submissions of the parties. I have discussed this request with AUSA Kristin Mace, who has consented to the request on behalf of the Government.

Respectfully/submitted,

Marc A. Weinstein

cc: All counsel of record via ECF